

4A-301. Petition for dissolution of marriage (no children).

STATE OF NEW MEXICO

COUNTY OF _____
_____ JUDICIAL DISTRICT

_____, Petitioner

v.

No. _____

_____, Respondent

PETITION FOR DISSOLUTION OF MARRIAGE¹
(no children)

I, _____ (*person listed as petitioner above*), am the petitioner in this case and I am married to _____ (*person listed as respondent*). We are married and wish to get a divorce. We ask the court for a Final Decree of Dissolution of Marriage ("final decree") granting us the divorce.

(Use applicable alternatives and complete.)

1. [One of us has] [Both of us have] been living in New Mexico for at least the past six (6) months. Husband lives in _____ County. Wife lives in _____ County. Venue is proper because one of us lives in the county listed in the case caption above.
2. We were married on _____ (*date*). We are now incompatible.
3. We have thought carefully about our property, debts and our duties to each other.

4. We know that we are making very important decisions that affect our rights and obligations. Both of us have completed and signed a Verified Marital Settlement Agreement ("agreement") and ask the judge to accept our agreement. We understand that once the judge signs the final decree, we will be ordered to do the things we agree to do in the agreement.
5. We each have gotten the help we thought was needed in order to sign this document.
6. We each have copies of all documents we are filing with the court. No one needs to serve any of the documents on us. We agree that this court has power to make orders about us in this case.
7. We do not have minor children from this marriage and none are expected.
8. The agreement is a fair and complete division of our property and debts.

When I sign below, I am telling the judge that I have read this document and agree with everything in it. I state upon my oath or affirmation that this document and the statements in it are true and correct to the best of my information and belief.

Petitioner's signature

Address: _____

Telephone: _____

Respondent's signature

Address: _____

Telephone: _____

STATE OF NEW MEXICO)
) ss
COUNTY OF _____)

Acknowledged, subscribed and sworn to before me this _____ day of _____, _____
by _____, the petitioner.

My commission expires: _____

Notary Public

STATE OF NEW MEXICO)
) ss
COUNTY OF _____)

Acknowledged, subscribed and sworn to before me this _____ day of _____, _____
by _____, the respondent.

My commission expires: _____

Notary Public

USE NOTE

1. Use this form if the husband and wife have no minor children born of this marriage. Use Domestic Relations Form 4A-302 if the parties have minor children or a child under nineteen years of age attending high school. *See* 4A-204 NMRA for an explanation of the forms required to be filed in an uncontested divorce when there are no children. Print or type the information required to be completed on this form. This form may be downloaded from either of the following judicial web sites: *www.supremecourt.nm.org*, click on "*legal forms*", and then click on "*domestic relations forms*" or *www.nmcourts.com*, click on "*Family Law Forms*".
2. After completing this petition, both husband and wife must sign their names before a notary prior to filing the petition with the court. A completed Domestic Relations Information Sheet (for self represented people), Domestic Relations Form 4A-102 NMRA must also be filed with this form.

[Approved November 15, 2002.]